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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

YAMADA et al.

Atty. Ref.: 468-39

Serial No. 10/660,756

TC/A.U.: 2618

Filed: September 12, 2003

Examiner: R. Dean

For: BROADCAST PROGRAM RECORDING METHOD, COMMUNICATION  
CONTROL DEVICE, AND MOBILE COMMUNICATION DEVICE

\* \* \* \* \*

April 24, 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

In response to the restriction requirement dated April 3, 2007, Applicants elect Group I (i.e., claims 1-16, 18-23 and 47-60). Applicant reserves the right to file divisional application(s) directed to the non-elected claims. Because a restriction requirement is never proper unless the restricted group(s) of claims is patentably distinct (i.e., inter alia, non-obvious under 35 USC §103) from the elected group of claims, the Examiner is requested to insure that such patentable distinctness is present before proceeding to make the requirement final.

This response is timely filed and no extension(s) of time or fees are believed to be required. Nonetheless, should the USPTO determine that an extension of time is required, please treat this paper as containing a request for the same. In addition, should the USPTO determine that a fee is required, authorization is given to charge such fee to our Deposit Account No. 14-1140.

Respectfully submitted,  
**NIXON & VANDERHUYE P.C.**

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